## 08-13555-mg Doc 34727 Filed 02/15/13 Entered 02/15/13 17:18:33 Main Document Pg 1 of 2

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UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK

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In re: : Chapter 11

LEHMAN BROTHERS HOLDINGS INC., et al., : Case No. 08-13555 (JMP)

Debtors. : (Jointly Administered)

: -----x

## NOTICE OF APPEARANCE AND DEMAND FOR SERVICE OF PAPERS

PLEASE TAKE NOTICE that Bank of Montreal, by its attorneys, Friedman Kaplan Seiler & Adelman LLP, hereby appears in the above-captioned chapter 11 cases (the "Chapter 11 Cases") and demands copies of all notices given or required to be given in the Chapter 11 Cases and that all papers served in these cases be given to and served upon the undersigned:

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PLEASE TAKE FURTHER NOTICE that neither this notice nor any subsequent

appearance, pleading, claim or suit is intended to confer the jurisdiction of this Bankruptcy Court

over Bank of Montreal or to waive: (i) any right to have final orders in non-core matters entered only

after de novo review by a District Judge; (ii) any right to trial by jury in any proceeding so triable

herein or in any case, controversy or proceeding related hereto; (iii) any right to have the reference

withdrawn by the District Court in any matter subject to mandatory or discretionary withdrawal; or

(iv) any other rights, claims, actions, defenses, setoffs or recoupments to which Bank of Montreal

may be entitled under agreements, at law, or in equity, all of which rights, claims, actions, defenses,

setoffs, and recoupments are hereby expressly reserved.

Dated: New York, New York February 15, 2013

> FRIEDMAN KAPLAN SEILER & ADELMAN LLP

> > /s/Nora Bojar

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